

Special Agent Paul Beiriger,

IND 005 462 601

I received a referral of a citizen complaint this morning from an employee (Janet Pellegrini) in our Water Division. I spoke to the citizen who is **nonresponsive**

He stated that he lives in Hammond, IN near the Hammond Wastewater Treatment Plant and when he was swimming in Lake Michigan this past weekend, he observed oiled gulls and Canadian Geese. He looked for an oil source and thought it might be BP, but did not find anything. On Monday at work he noted more oiled birds and found a significant amount of oil at the North Lagoon, Intake Flume and Terminal Treatment Lagoon aka Oil Skimmer Pond at Arcelor Mittal's West Plant (old LTV Steel), 3001 Dickey Road, East Chicago (cross street 129th, Lake County). He stated it was significantly more oil than in the past and that the vegetation used by the birds such as redwing blackbirds, etc. was oiled. He took some photographs of the oil but not of the birds, but he indicated he could photograph the birds as well. He spoke with **nonresponsive**, the Environmental Manager at Arcelor Mittal (219-) and was told that there was not a problem, and that the plant has a permit for nuisance gulls.

I called the National Response Center after speaking with **nonresponsive** this morning (Report No. 1056250) and reported a possible release. I received a call from Ramon Mendoza at EPA in response to the Report. Mr. Mendoza called **nonresponsive** who indicated to Mr. Mendoza that he did not think Arcelor Mittal had a release but was going to call Mr. Mendoza back later this morning or early afternoon. I also received a call from Brandon McCarthy of the US Coast Guard and they were looking into the possible release as well.

I called the US Fish and Wildlife Services Northern Indiana Ecological Services Sub Office and left a message regarding oiled wildlife, and then called the Special Agent in Indiana and spoke to you. You requested that I send this e-mail documenting complaint.

I will also ask Todd Brown in my office to forward this e-mail on to the Indiana Department of Environmental Management. I am not sure when the last inspection was by the hazardous waste and used oil staff I work with (RCRA ID No. IND 005 462 601), but will attempt to find out.

Mr. Mendoza also requested that he be copied on this e-mail to you. If no release is found than the oiled wildlife may be an issue for my Division to investigate for action under RCRA 7003 imminent and substantial endangerment and / or to US F&WS for action under the Migratory Bird Treaty Act?

Thank you,

Diane M. Sharrow
Senior Inspector
USEPA Region 5
Land and Chemicals Division
312.886.6199

Northern Indiana Ecological Services Sub Office
US F&WS 219-983-9753
Chesteron, IN

Special Agent, Franklin, IN

317-346-7014

paul — beiriger@fws.gov

nonresponsive

Called late Mon to Janet Pellegrini 6-4298
Oil birds near Hammond, IN Filtration Plant
Ind. Harbor Complex Ind. Harbor Ship Canal
Sue Brauer 3-6134 Todd Brown 6-6091
Nat. Resp Ctr. 1-800-424-8802
Arcelor Mittal (old LTV Steel)

Ramon Mendezar 312-886-4314

Arcelor Mittal Indiana Harbor

3001 Dickey Rd.
E. Chicago,

IND 005462601

Corr. Action — 81 swimmers / S AOCs Fed Ent Lead Sot.

Comprehensive Corrective Action Report

Report run on: August 7, 2013 - 4:49 PM

Version: 5.0

User Selection Criteria

Location: INDIANA	State District:
Handler Name:	
Handler ID: IND005462601	Event Code:
Group of IDs: None Chosen	Event Agency: None Chosen
County: None Chosen	Event Date: From: To:
Authority:	Show Orphans: No
Entire Facility Only: No	Include Notes: Yes
Show Universe: Yes	

Results

Data meeting the criteria you selected follows.

Total Pages: 3

Total Handlers: 1

Report Description

This report lists all corrective action data for all facilities that meet the selection criteria. Events not linked to authorities and areas -- considered "orphan" events or "one parent" events -- are displayed on this report. Areas and authorities not linked to events "orphans" are also displayed. Related permitting process unit information is included in the report.

Report Information

Name: ca_comprehensive.rdf
Developed by: EPA Headquarters, Office of Resource Conservation and Recovery
Deployed: December 2008
Last Updated: May 2012
Contact: rcrainfo.help@epa.gov
Tables Used: hbasic, hreport_univ5, aevent4, aarea4, aauthority4, aln_area_event4, aln_event_authority4, lu_authority, lu_ca_event, lu_state, aln_area_unit4, punit4, punit_detail4, hid_groups
Libraries: none

Comprehensive Corrective Action Report

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List of Handler Universe Abbreviations

Generator	Indicates that the facility is a Large Quantity Generator (LQG), Small Quantity Generator (SQG), Conditionally Exempt Small Quantity Generator (CEG), or not a generator (N).
Transporter	Indicates that the facility Transports waste subject to RCRA regulations. ('Y' indicates that the facility is in this universe).
Operating TSDF	Indicates that the facility is a Treatment, Storage or Disposal facility subject to any type of enforcement. It then specifies the type of facility (L - Land Disposal; I - Incinerator; B - BIF; S - Storage; T - Treatment, H - SWM)
IC / EC in Place	Indicates that the facility has Institutional Controls / Engineering Controls in place. ('Y' indicates that the facility is in the respective universe).
El Indicator (HE/GW)	Indicates that the facility has controls in place for Environmental Indicators. HE - Human Exposures ('+' indicates the exposure exists and is under control; '-' indicates the exposure exists and is not under control; 'N' indicates the exposure does not exist) GW - Groundwater Release ('+' indicates the exposure exists and is under control; '-' indicates the exposure exists and is not under control; 'N' indicates the exposure does not exist)
Perm Prgrs	Indicates that the facility is part of the Permitting/Closure/Post-Closure Progress universe. It then specifies the type of facility (L - Land Disposal; I - Incinerator; B - BIF; S - Storage; T - Treatment, H - SWM)
PermWrkld	Indicates that the facility is part of the Permit Workload universe. It then specifies the type of facility (L - Land Disposal; I - Incinerator; B - BIF; S - Storage; T - Treatment, H - SWM)
Clos Wrkld	Indicates that the facility is part of the Closure Workload universe. It then specifies the type of facility (L - Land Disposal; I - Incinerator; B - BIF; S - Storage; T - Treatment, H - SWM)
Pclos Wrkld	Indicates that the facility is part of the Post-Closure Workload universe. It then specifies the type of facility (L - Land Disposal; I - Incinerator; B - BIF; S - Storage; T - Treatment, H - SWM)
Renewals Wrkld	Indicates that the facility is part of the Permit Renewals Workload universe. It then specifies the type of facility (L - Land Disposal; I - Incinerator; B - BIF; S - Storage; T - Treatment, H - SWM)
GPRA Permit	Indicates that the facility is part of the GPRA Permit universe. ('+' indicates that the facility is on the GPRA Permit Baseline and meeting the goal; '-' indicates that the facility is on the GPRA Permit Baseline and not meeting the goal; 'N' indicates that the facility is not on the GPRA Permit Baseline)
GPRA Renewals	Indicates that the facility is part of the GPRA Renewals universe. ('+' indicates that the facility is on the GPRA Renewals Baseline and meeting the goal; '-' indicates that the facility is on the GPRA Renewals Baseline and not meeting the goal; 'N' indicates that the facility is not on the GPRA Renewals Baseline)
Subj CA	Indicates that the facility is part of the Subject to Corrective Action universe. ('Y' indicates that the facility is in this universe).
Subj CA TSD 3004	Indicates that the facility is a Treatment, Storage or Disposal facility Potentially Subject to Corrective Action Under 3004(u)/(v). ('Y' indicates that the facility is in this universe).
Subj CA TSD Discr	Indicates that the facility is a Treatment, Storage or Disposal facility Subject to Corrective Action Under Discretionary Authorities. ('Y' indicates that the facility is in this universe).
Subj CA Non-TSD	Indicates that the facility is a Non-Treatment, Storage or Disposal facility where Corrective Action has been imposed. ('Y' indicates that the facility is in this universe).
CA Wrkld	Indicates that the facility is part of the Corrective Action Workload universe. ('Y' indicates that the facility is in this universe).
GPRA CA 2020	Indicates that the facility is part of the GPRA Corrective Action universe ('Y' indicates that the facility is in this universe).

Comprehensive Corrective Action Report

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*** WARNING *** Sensitive information may be displayed on this report. *** WARNING ***

ARCELORMITTAL INDIANA HARBOR LLC				County Name / Code: LAKE / IN089		IND005462601	
Location: 3001 DICKEY ROAD, EAST CHICAGO, IN 46312						Region 05	
Mailing: 3001 DICKEY ROAD, EAST CHICAGO, IN 46312							
Activity Location:	IN	State District:		Non-Notifier:		Extract:	Y
Generator:	LQG	Transporter:	N	Operating TSDF:	-----	IC/EC In Place:	N / N
Perm Prgrs:	---S---	Pclos Wrkld:	-----	Subj CA:	Y	Subj CA Non-TSD:	N
Perm Wrkld:	-----	Renewals Wrkld:	-----	Subj CA TSD 3004:	Y	CA Wrkld:	Y
Clos Wrkld:	---S---			Subj CA TSD Discr:	N	GPRA Renewals:	N
Area Name: ENTIRE FACILITY				Acres: 225	Seq: 3	Releases: GW:Y SW: Soil: Air:	Entire Facility: Y Regulated Unit:
CA Authority				Suborg.	Resp. Agy	Issue Date	Effective Date
-- missing --							
Event Code				Seq.	Agency	Resp. Person	Schedule Date
CA075HI - CA PRIORITIZATION-HIGH CA PRIORITY				2	EPA	GHP	02/24/2004
CA100DC - RFI IMPOSITION-FOCUSED DATA COLLECTION REQ STAB EVAL				1	EPA	JOA	06/24/2003
CA005EE - FEDERAL ENFORCEMENT LEAD SITE				1	EPA	JOA	07/19/2001
CA075ME - CA PRIORITIZATION-MEDIUM CA PRIORITY				2	EPA	R5KP	03/31/1994
CA050RF - RFA COMPLETED-ASSESSMENT WAS A RFA				1	State	RWILS	09/30/1993
CA070YE - DETERMINATION OF NEED FOR AN INVESTIGATION-INVESTIGATION IS NECESSARY				1	State	RWILS	09/30/1993
CA010 - RFA INITIATION				4	State	RWILS	08/21/1992
CA075HI - CA PRIORITIZATION-HIGH CA PRIORITY				1	EPA	HC	09/27/1991
CA070YE - DETERMINATION OF NEED FOR AN INVESTIGATION-INVESTIGATION IS NECESSARY				1	EPA	HC	05/14/1990
CA050 - RFA COMPLETED				1	EPA	HC	05/14/1990

* End of Report *

Sharrow, Diane

From: Mendoza, Ramon
Sent: Thursday, August 08, 2013 10:56 AM
To: Sharrow, Diane
Subject: RE: Oiled Birds @ Arcelor Mittal E. Chicago,IN

Thanks Diane, I spoke with Jonathan this morning.
Ramon

From: Sharrow, Diane
Sent: Wednesday, August 07, 2013 5:34 PM
To: Moore, Tammy; Brown, Todd; Adenuga, Jonathan
Cc: Little, Paul; Mendoza, Ramon; Victorine, Gary; Kamke, Sherry; Cisneros, Jose
Subject: RE: Oiled Birds @ Arcelor Mittal E. Chicago,IN

Thank you.

From: Moore, Tammy
Sent: Wednesday, August 07, 2013 5:20 PM
To: Sharrow, Diane; Brown, Todd; Adenuga, Jonathan
Cc: Little, Paul; Mendoza, Ramon; Victorine, Gary; Kamke, Sherry; Cisneros, Jose
Subject: RE: Oiled Birds @ Arcelor Mittal E. Chicago,IN

Hi Diane, the site is assigned to Jonathan Adenuga in my section.
I will have Jonathan give Ramon a call tomorrow when he is in the office.

Tammy Moore
Chief, Corrective Action Section 2
Remediation and Reuse Branch
Land and Chemicals Division [LU-9J]
U.S. EPA- Region 5
Ph#: 312 886-6181
Fax#: 312 692-2596
Email: moore.tammy@epa.gov

~~This is your planet~~



go green!

From: Sharrow, Diane
Sent: Wednesday, August 07, 2013 5:15 PM
To: Brown, Todd
Cc: Little, Paul; Moore, Tammy; Mendoza, Ramon; Victorine, Gary; Kamke, Sherry
Subject: RE: Oiled Birds @ Arcelor Mittal E. Chicago,IN

Todd, Paul, and Tammy,

I spoke with Ramon Mendoza from Superfund earlier today. Ramon and US Fish and Wildlife Service would like to speak with whatever staff at Region 5 or IDEM that are doing oversight of corrective action at this site regarding an excavation / excavation going on at the site and may be source of oil (see below). From RCRA Info (IND005462601) it appears it is a high priority site and a Federal lead. The only initials associated with the site are George Hamper (retired). I made several calls today to corrective action staff and could not get hold of anyone. Can you tell Ramon as well as RCRA Enforcement (possible illegal used oil impoundment) who at EPA Region 5 or IDEM is doing oversight, and whether there is investigation or corrective measures ongoing? Ramon's number is 312.886.4314. I will forward RCRA Info CA Report attached to a forthcoming e-mail. I am working at home tomorrow until noon and then I am out of the office until Monday.

Thank you,

Diane Sharrow
Senior Inspector

From: Brown, Todd
Sent: Wednesday, August 07, 2013 11:45 AM
To: Sharrow, Diane
Subject: RE: Oiled Birds @ Arcelor Mittal E. Chicago, IN

We should run it by IDEM first, to make sure it is not something they are already working on. I got the impression that someone from IDEM visited the site yesterday. Also, that e-mail from Ramon indicated that pictures would be forthcoming?

I agree you should run it by Gary as well.

Also, you might want to call the OSC from IDEM that was coordinating with our OSC. His name is Dave Greinke 219-464-0233. He is out of the northwest regional office, so maybe he was on site and can provide some input before you go?

Todd

From: Sharrow, Diane
Sent: Wednesday, August 07, 2013 11:26 AM
To: Brauer, Sue; Brown, Todd
Subject: RE: Oiled Birds @ Arcelor Mittal E. Chicago, IN

Todd -

Would IDEM object to a FCI re oily impoundments from USEPA - RCRA? Should I request approval from acting CS 1 Chief and RB Chief (Gary?). Or is this something that IDEM would like to take the lead on?

Thanks,

Diane

From: Brauer, Sue
Sent: Tuesday, August 06, 2013 4:47 PM
To: Sharrow, Diane; Brown, Todd
Subject: FW: Oiled Birds @ Arcelor Mittal E. Chicago, IN

Diane and Todd, some thoughts . . .

Without having been to the site, I suspect AM has a prohibited used oil surface impoundment. Pursuant to 40 CFR 279.12(a), used oil shall not be stored in surface impoundments or waste piles unless the units are subject to regulation under parts 264 or 265 of this chapter. That means that surface impoundments are required to have interim status or a permit in order to store used oil. Furthermore, that means that the surface impoundment needed to comply with the minimum technology standards of Section 3004(o) of RCRA (a HSWA provision). If the used oil or sediment does not exhibit a characteristic of hazardous waste, it's difficult to enter a settlement requiring closure. Used oil generators shall not store used oil in units other than tanks, containers, or units subject to regulation under parts 246 or 265 of this chapter. (40 CFR 279.22(a).)

It may be a challenge to prove that it is used oil.

Alternatives: is it a tank? Then it's okay under RCRA because used oil tanks are not required to be kept closed under the Federal regulations (check whether IDEM requires used oil tanks to be closed).

Eaton Weiler and Brian Kennedy are working on a used oil surface impoundment violation.

Sherry Estes and I tried getting a used oil surface impoundment at a scrap yard next to the Chicago River through a MM consent decree, but the company did a voluntary remediation/closure with IEPA. The consent decree didn't mention the surface impoundment.

The used oil tanks at Dearborn Refining Company did not have secondary containment; the company claimed that the saucer-shaped topography acted like secondary containment. EPA considered alleging a used oil surface impoundment, but chose to allege poor condition tanks without secondary containment.

Sue Rodenbeck Brauer
Compliance Section 2, RCRA Branch, Land and Chemicals Division
U.S. EPA Region 5 (LR-8J)
77 West Jackson Boulevard
Chicago, Illinois 60604

telephone: (312) 353-6134
email: brauer.sue@epa.gov

From: Mendoza, Ramon
Sent: Tuesday, August 06, 2013 4:04 PM
To: Sharrow, Diane; paul_beiriger@fws.gov
Cc: Brown, Todd; Brauer, Sue; Dabner, Cindy; Kamke, Sherry; Victorine, Gary; Ruesch, Paul; Atkociunas, Paul; Borries, Samuel; Ribordy, Michael; Whelan, Ann
Subject: RE: Oiled Birds @ Arcelor Mittal E. Chicago,IN

Hello Diane et al:

FYI, After receiving additional information from the facility, and consultation with our counterparts in IDEM and USCG (Branden McCarty) we have determined that there has been no discharge of oil to waters of the US from this facility as describe NRC#1056250 report at this time. We are continuing to receive information from Arcelor Mittal (photos due tomorrow). We are referring the report (case) of oiled birds to Daniel Sparks of the USFWS for potential enforcement.

Any questions or information, please contact me at 312-886-4314.

Ramon Mendoza, OSC
USEPA Region 5
Superfund, Emergency Response Branch

From: Sharrow, Diane
Sent: Tuesday, August 06, 2013 12:53 PM
To: paul_beiriger@fws.gov
Cc: Mendoza, Ramon; Brown, Todd; Brauer, Sue; Dabner, Cindy; Kamke, Sherry; Victorine, Gary; Sharrow, Diane
Subject: RE: Oiled Birds @ Arcelor Mittal E. Chicago,IN

From: Sharrow, Diane <sharrow.diane@epa.gov>
Sent: Tuesday, August 06, 2013 12:45 PM
To: paul_beiriger@fws.gov
Cc: Mendoza, Ramon; pellegrini.janet@epa; Brown, Todd; Brauer, Sue; Dabner, Cindy; Kamke, Sherry; Sharrow, Diane
Subject: Oiled Birds @ Arcelor Mittal E. Chicago,IN

Special Agent Paul Beiriger,

I received a referral of a citizen complaint this morning from an employee (Janet Pellegrini) in our Water Division. I spoke to the citizen who is **nonresponsive**

He stated that he lives in Hammond, IN near the Hammond Wastewater Treatment Plant and when he was swimming in Lake Michigan this past weekend, he observed oiled gulls and Canadian Geese. He looked for an oil source and thought it might be BP, but did not find anything. On Monday at work he noted more oiled birds and found a significant amount of oil at the North Lagoon, Intake Flume and Terminal Treatment Lagoon aka Oil Skimmer Pond at Arcelor Mittal's West Plant (old LTV Steel), 3001 Dickey Road, East Chicago (cross street 129th, Lake County). He stated it was significantly more oil than in the past and that the vegetation used by the birds such as redwing blackbirds, etc. was oiled. He took some photographs of the oil but not of the birds, but he indicated he could photograph the birds as well. He spoke with **nonresponsive**, the Environmental Manager at Arcelor Mittal (219-) and was told that there was not a problem, and that the plant has a permit for nuisance gulls.

I called the National Response Center after speaking with **nonresponsive** this morning (Report No. 1056250) and reported a possible release. I received a call from Ramon Mendoza at EPA in response to the Report. Mr. Mendoza called **nonresponsive** who indicated to Mr. Mendoza that he did not think Arcelor Mittal had a release but was going to call Mr. Mendoza back later this morning or early afternoon. I also received a call from Brandon McCarthy of the US Coast Guard and they were looking into the possible release as well.

I called the US Fish and Wildlife Services Northern Indiana Ecological Services Sub Office and left a message regarding oiled wildlife, and then called the Special Agent in Indiana and spoke to you. You requested that I send this e-mail documenting complaint.

I will also ask Todd Brown in my office to forward this e-mail on to the Indiana Department of Environmental Management. I am not sure when the last inspection was by the hazardous waste and used oil staff I work with (RCRA ID No. IND 005 462 601), but will attempt to find out.

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Thank you,

Diane M. Sharrow
Senior Inspector
USEPA Region 5
Land and Chemicals Division
312.886.6199

Sharrow, Diane

From: Brown, Todd
Sent: Thursday, August 08, 2013 10:08 AM
To: Sharrow, Diane
Subject: RE: Oiled Birds @ Arcelor Mittal E. Chicago,IN

Diane:

Am I correct that you got what you needed on this? I assume that talking with the corrective action people at USEPA will give Ramon what he needs from IDEM's end as well. I do not have any contacts with IDEM's corrective action people.

From: Sharrow, Diane
Sent: Wednesday, August 07, 2013 5:34 PM
To: Moore, Tammy; Brown, Todd; Adenuga, Jonathan
Cc: Little, Paul; Mendoza, Ramon; Victorine, Gary; Kamke, Sherry; Cisneros, Jose
Subject: RE: Oiled Birds @ Arcelor Mittal E. Chicago,IN

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Senior Inspector
USEPA Region 5
Land and Chemicals Division
312.886.6199

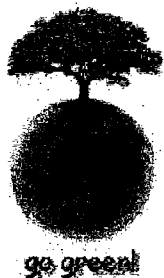
Sharrow, Diane

From: Moore, Tammy
Sent: Wednesday, August 07, 2013 5:20 PM
To: Sharrow, Diane; Brown, Todd; Adenuga, Jonathan
Cc: Little, Paul; Mendoza, Ramon; Victorine, Gary; Kamke, Sherry; Cisneros, Jose
Subject: RE: Oiled Birds @ Arcelor Mittal E. Chicago, IN

Hi Diane, the site is assigned to Jonathan Adenuga in my section.
I will have Jonathan give Ramon a call tomorrow when he is in the office.

Tammy Moore
Chief, Corrective Action Section 2
Remediation and Reuse Branch
Land and Chemicals Division [LU-9J]
U.S. EPA- Region 5
Ph#: 312 886-6181
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To: Sharrow, Diane; Brown, Todd
Subject: FW: Oiled Birds @ Arcelor Mittal E. Chicago,IN

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Superfund, Emergency Response Branch

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To: paul_beiriger@fws.gov
Cc: Mendoza, Ramon; pellegrini.janet@epa.gov; Brown, Todd; Brauer, Sue; Dabner, Cindy; Kamke, Sherry; Sharrow, Diane
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Thank you,

Diane M. Sharrow
Senior Inspector
USEPA Region 5
Land and Chemicals Division
312.886.6199

Sharrow, Diane

From: Brown, Todd
Sent: Thursday, August 08, 2013 11:23 AM
To: Sharrow, Diane
Subject: RE: Oiled Birds @ Arcelor Mittal E. Chicago,IN

O.K.

From: Sharrow, Diane
Sent: Thursday, August 08, 2013 11:17 AM
To: Brown, Todd
Subject: RE: Oiled Birds @ Arcelor Mittal E. Chicago,IN

I think so - but I might still suggest a FCI. Will talk to you first.

From: Brown, Todd
Sent: Thursday, August 08, 2013 10:07 AM
To: Sharrow, Diane
Subject: RE: Oiled Birds @ Arcelor Mittal E. Chicago,IN

Diane:

Am I correct that you got what you needed on this? I assume that talking with the corrective action people at USEPA will give Ramon what he needs from IDEM's end as well. I do not have any contacts with IDEM's corrective action people.

From: Sharrow, Diane
Sent: Wednesday, August 07, 2013 5:34 PM
To: Moore, Tammy; Brown, Todd; Adenuga, Jonathan
Cc: Little, Paul; Mendoza, Ramon; Victorine, Gary; Kamke, Sherry; Cisneros, Jose
Subject: RE: Oiled Birds @ Arcelor Mittal E. Chicago,IN

Thank you.

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Thank you,

Diane M. Sharrow
Senior Inspector
USEPA Region 5
Land and Chemicals Division
312.886.6199

Sharrow, Diane

From: Brown, Todd
Sent: Thursday, August 08, 2013 10:08 AM
To: Sharrow, Diane
Subject: RE: Oiled Birds @ Arcelor Mittal E. Chicago,IN

Diane:

Am I correct that you got what you needed on this? I assume that talking with the corrective action people at USEPA will give Ramon what he needs from IDEM's end as well. I do not have any contacts with IDEM's corrective action people.

From: Sharrow, Diane
Sent: Wednesday, August 07, 2013 5:34 PM
To: Moore, Tammy; Brown, Todd; Adenuga, Jonathan
Cc: Little, Paul; Mendoza, Ramon; Victorine, Gary; Kamke, Sherry; Cisneros, Jose
Subject: RE: Oiled Birds @ Arcelor Mittal E. Chicago,IN

Thank you.

From: Moore, Tammy
Sent: Wednesday, August 07, 2013 5:20 PM
To: Sharrow, Diane; Brown, Todd; Adenuga, Jonathan
Cc: Little, Paul; Mendoza, Ramon; Victorine, Gary; Kamke, Sherry; Cisneros, Jose
Subject: RE: Oiled Birds @ Arcelor Mittal E. Chicago,IN

Hi Diane, the site is assigned to Jonathan Adenuga in my section.
I will have Jonathan give Ramon a call tomorrow when he is in the office.

Tammy Moore
Chief, Corrective Action Section 2
Remediation and Reuse Branch
Land and Chemicals Division [LU-9J]
U.S. EPA- Region 5
Ph#: 312 886-6181
Fax#: 312 692-2596
Email: moore.tammy@epa.gov

~~This is your planet~~



From: Sharrow, Diane
Sent: Wednesday, August 07, 2013 5:15 PM
To: Brown, Todd

Cc: Little, Paul; Moore, Tammy; Mendoza, Ramon; Victorine, Gary; Kamke, Sherry
Subject: RE: Oiled Birds @ Arcelor Mittal E. Chicago,IN

Todd, Paul, and Tammy,

I spoke with Ramon Mendoza from Superfund earlier today. Ramon and US Fish and Wildlife Service would like to speak with whatever staff at Region 5 or IDEM that are doing oversight of corrective action at this site regarding an excavation / excavation going on at the site and may be source of oil (see below). From RCRA Info (IND005462601) it appears it is a high priority site and a Federal lead. The only initials associated with the site are George Hamper (retired). I made several calls today to corrective action staff and could not get hold of anyone. Can you tell Ramon as well as RCRA Enforcement (possible illegal used oil impoundment) who at EPA Region 5 or IDEM is doing oversight, and whether there is investigation or corrective measures ongoing? Ramon's number is 312.886.4314. I will forward RCRA Info CA Report attached to a forthcoming e-mail. I am working at home tomorrow until noon and then I am out of the office until Monday.

Thank you,

Diane Sharrow
Senior Inspector

From: Brown, Todd
Sent: Wednesday, August 07, 2013 11:45 AM
To: Sharrow, Diane
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I agree you should run it by Gary as well.

Also, you might want to call the OSC from IDEM that was coordinating with our OSC. His name is Dave Greinke 219-464-0233. He is out of the northwest regional office, so maybe he was on site and can provide some input before you go?

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From: Sharrow, Diane
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To: Brauer, Sue; Brown, Todd
Subject: RE: Oiled Birds @ Arcelor Mittal E. Chicago,IN

Todd -

Would IDEM object to a FCI re oily impoundments from USEPA - RCRA? Should I request approval from acting CS 1 Chief and RB Chief (Gary?). Or is this something that IDEM would like to take the lead on?

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From: Brauer, Sue
Sent: Tuesday, August 06, 2013 4:47 PM

To: Sharrow, Diane; Brown, Todd
Subject: FW: Oiled Birds @ Arcelor Mittal E. Chicago, IN

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U.S. EPA Region 5 (LR-8J)
77 West Jackson Boulevard
Chicago, Illinois 60604

telephone: (312) 353-6134
email: brauer.sue@epa.gov

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To: Sharrow, Diane; paul_beiriger@fws.gov
Cc: Brown, Todd; Brauer, Sue; Dabner, Cindy; Kamke, Sherry; Victorine, Gary; Ruesch, Paul; Atkociunas, Paul; Borries, Samuel; Ribordy, Michael; Whelan, Ann
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USEPA Region 5
Superfund, Emergency Response Branch

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From: Pellegrini, Janet
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To: Sharrow, Diane
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To: Pellegrini, Janet
Subject: FW: Oiled Birds @ Arcelor Mittal E. Chicago,IN

From: Sharrow, Diane
Sent: Tuesday, August 06, 2013 12:45 PM
To: paul_beiriger@fws.gov
Cc: Mendoza, Ramon; pellegrini.janet@epa; Brown, Todd; Brauer, Sue; Dabner, Cindy; Kamke, Sherry; Sharrow, Diane
Subject: Oiled Birds @ Arcelor Mittal E. Chicago,IN

Special Agent Paul Beiriger,

I received a referral of a citizen complaint this morning from an employee (Janet Pellegrini) in our Water Division. I spoke to the citizen who is **nonresponsive**

He stated that he lives in Hammond, IN near the Hammond Wastewater Treatment Plant and when he was swimming in Lake Michigan this past weekend, he observed oiled gulls and Canadian Geese. He looked for an oil source and thought it might be BP, but did not find anything. On Monday at work he noted more oiled birds and found a significant amount of oil at the North Lagoon, Intake Flume and Terminal Treatment Lagoon aka Oil Skimmer Pond at Arcelor Mittal's West Plant (old LTV Steel), 3001 Dickey Road, East Chicago (cross street 129th, Lake County). He stated it was significantly more oil than in the past and that the vegetation used by the birds such as redwing blackbirds, etc. was oiled. He took some photographs of the oil but not of the birds, but he indicated he could photograph the birds as well. He spoke with **nonresponsive**, the Environmental Manager at Arcelor Mittal (219-) and was told that there was not a problem, and that the plant has a permit for nuisance gulls.

I called the National Response Center after speaking with **nonresponsive** this morning (Report No. 1056250) and reported a possible release. I received a call from Ramon Mendoza at EPA in response to the Report. Mr. Mendoza called **nonresponsive** who indicated to Mr. Mendoza that he did not think Arcelor Mittal had a release but was going to call Mr. Mendoza back later this morning or early afternoon. I also received a call from Brandon McCarthy of the US Coast Guard and they were looking into the possible release as well.

I called the US Fish and Wildlife Services Northern Indiana Ecological Services Sub Office and left a message regarding oiled wildlife, and then called the Special Agent in Indiana and spoke to you. You requested that I send this e-mail documenting complaint.

I will also ask Todd Brown in my office to forward this e-mail on to the Indiana Department of Environmental Management. I am not sure when the last inspection was by the hazardous waste and used oil staff I work with (RCRA ID No. IND 005 462 601), but will attempt to find out.

Mr. Mendoza also requested that he be copied on this e-mail to you. If no release is found than the oiled wildlife may be an issue for my Division to investigate for action under RCRA 7003 imminent and substantial endangerment and / or to US F&WS for action under the Migratory Bird Treaty Act?

Thank you,

Diane M. Sharrow
Senior Inspector
USEPA Region 5
Land and Chemicals Division
312.886.6199

Sharrow, Diane

From: Brown, Todd
Sent: Tuesday, August 06, 2013 1:18 PM
To: Lowry, Susan (IDEM)
Cc: Sharrow, Diane; Mendoza, Ramon
Subject: FW: Oiled Birds @ Arcelor Mittal E. Chicago, IN

Hello Susan:

Please see the below e-mail communication, from EPA to U.S. Fish and Wildlife, which describes a citizen complaint that was originally received by EPA's Water Division, and was forwarded this morning to EPA's Emergency Response Center and U.S. Fish and Wildlife, by one of our RCA inspectors, Diane Sharrow (312-886-6199).

It deals with a potential release of oil at or near the ArcelorMittal West Plant in East Chicago, which has reportedly impacted birds in the area.

I just learned about it upon returning to the office this afternoon from inspection, and am forwarding it to IDEM so you are all aware of the situation.

I don't know if anyone from EPA's Emergency Response Center or Fish and Wild Life has been on-scene yet to confirm the release or not; though there has been telephone communication between the Environmental Coordinator at ArcelorMittal and one of EPA's On-Scene Coordinators, Ramon Mendoza (312-886-4314).

Please let me know if you need any more information.

Todd Brown
Enforcement Officer
U.S. Environmental Protection Agency
Region 5, Land and Chemicals Division
Phone: (312) 886-6091
Fax: (312) 692-2573

From: Sharrow, Diane
Sent: Tuesday, August 06, 2013 12:53 PM
To: paul_beiriger@fws.gov
Cc: Mendoza, Ramon; Brown, Todd; Brauer, Sue; Dabner, Cindy; Kamke, Sherry; Victorine, Gary; Sharrow, Diane
Subject: RE: Oiled Birds @ Arcelor Mittal E. Chicago, IN

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To: paul_beiriger@fws.gov
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Sharrow, Diane

From: Mendoza, Ramon
Sent: Tuesday, August 06, 2013 12:59 PM
To: Sharrow, Diane
Subject: RE: Oiled Birds @ Arcelor Mittal E. Chicago,IN

Diane, Do you have the number to the USCG contact Mr. Brandon McCarthy so our office can coordinate with them?

Thanks,
Ramon

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To: paul_beiriger@fws.gov
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